IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

O R D E R

S.B. CIVIL WRIT PETITION NO.2224/1994
(Premprakash & Ors. Vs. Chief Exucative Officer Cum Secretary, Zila Parishad, Chittorgarh)

Date of order : 3.12.2007

P R E S E N T

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. B.N. Kalla, for the petitioners.
Mr. S.N. Tiwari, Dy. Govt. Advocate.

Heard learned counsel for the parties.

By way of filing this writ petition, the petitioners have challenged the impugned orders dated 13.4.1994 (Annexure-5 to Annexure-21).

While issuing notice of the writ petition on 25.4.1994, this Court has passed an order on stay application that “it is directed that the petitioner shall not be removed from service if vacancies are available and to fill in all those vacancies, selected candidates are not available. Meanwhile, as a consequence of the aforesaid order, the order dated 13.4.1994 to the petition shall remain suspended until further orders.”

It is submitted by the learned counsel for the petitioner that after passing the aforesaid order dated 25.4.1994, the petitioners were allowed to work and respondents passed an order on 1.7.1994 whereby the petitioners were appointed till duly selected candidates are made available.

Accordingly, this writ petition is disposed of with a direction to the respondents that if petitioners are still in service they may be allowed to continue till duly selected candidates are made available. It is also made clear that if the duly selected candidates have already been made available by Zila Parishad for appointment in the Panchayat Samiti then, there is no question to continue the petitioners in service and their services may be terminated.

(GOPAL KRISHAN VYAS), J.

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